

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Bruce H. KenKnight et al.	Examiner:	Jessica L. Reidel
Serial No.:	10/669,170	Group Art Unit:	3766
Filed:	September 23, 2003	Docket:	279.565US1
Title:	DEMAND-BASED CARDIAC FUNCTION THERAPY		

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with 37 C.F.R. §§ 1.97 *et. seq.*, the enclosed materials are brought to the attention of the Examiner for consideration in connection with the above-identified patent application. Applicants respectfully request that this Information Disclosure Statement be entered and the documents listed on the attached Form 1449 be considered by the Examiner and made of record. Pursuant to the provisions of MPEP 609, Applicants request that a copy of the 1449 form, initialed as being considered by the Examiner, be returned to the Applicants with the next official communication.

Pursuant to 37 C.F.R. §1.97(b), it is believed that no fee or statement is required with the Information Disclosure Statement. However, the Commissioner is hereby authorized to charge the required fees to Deposit Account No. 19-0743 in order to have this Information Disclosure Statement considered.

Pursuant to 37 C.F.R. 1.98(a)(2), Applicant believes that copies of cited U.S. Patents and Published Applications, and Non-Published Applications identifiable by USPTO Serial Number, are no longer required to be provided to the Office. Notification of this change to this effect was provided in the United States Patent and Trademark Office OG Notices dated October 12, 2004 and October 19, 2004. Thus, Applicant has not included copies of any US Patents or US Patent Applications identifiable by serial number that may be cited with this submission. Should the Office require copies to be provided, Applicant respectfully requests that notice of such requirement be directed to Applicant's below-signed representative. Applicant acknowledges the requirement to submit copies of foreign patent documents and non-patent literature in accordance with 37 C.F.R. 1.98(a)(2).

The Examiner is invited to contact the Applicants' Representative at the below-listed telephone number if there are any questions regarding this communication.

Respectfully submitted,

BRUCE H. KENKNIGHT ET AL.

By their Representatives,

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Date June 4, 2007

By J. Kevin Parker
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Reg. No. 33,024

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 4 day of June, 2007.

[Signature]
Name

[Signature]
Signature

Substitute for form 1449A/PTO
**INFORMATION DISCLOSURE
 STATEMENT BY APPLICANT**
 (Use as many sheets as necessary)

Complete if Known

Application Number	10/669,170
Filing Date	September 23, 2003
First Named Inventor	KenKnight, Bruce
Group Art Unit	3766
Examiner Name	Reidel, Jessica

Sheet 1 of 1

Attorney Docket No: 279.565US1

US PATENT DOCUMENTS

Examiner Initial *	USP Document Number	Publication Date	Name of Patentee or Applicant of cited Document	Filing Date If Appropriate
	US-20020128563A1	09/12/2002	Carlson, G. M., et al.	03/08/2001
	US-20040093034A1	05/13/2004	Girouard, Steven D., et al.	11/12/2002
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	US-6,238,422	05/29/2001	Oort, G. V.	02/25/1999
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FOREIGN PATENT DOCUMENTS

Examiner Initials*	Foreign Document No	Publication Date	Name of Patentee or Applicant of cited Document	T ²
	EP-1437159A1	07/14/2004	Koh, S., et al.	
	WO-04033036A2	04/22/2004	Yomtov, B., et al.	
	WO-2006079010A1	07/27/2006	Rouw, M., et al.	
	WO-2006121842A3	11/16/2006	Pastore, J. M., et al.	

OTHER DOCUMENTS -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		KONING, M M., "Rapid ventricular pacing produces myocardial protection by nonischemic activation of KATP+ channels", <u>Circulation</u> , 93(1), (January 1, 1996), 178-186	
		MURRY, C. E., "Preconditioning with ischemia: a delay of lethal cell injury in ischemic myocardium", <u>Circulation</u> , 74(5), (1986), 1124-1136	

EXAMINER

DATE CONSIDERED

Substitute Disclosure Statement Form (PTO-1449)

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). Applicant is to place a check mark here if English language translation is attached.